IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO. 81 OF 1992

The State of Maharashtra ..Appellants

versus

Joma Narayan Patil ..Respondent

Mr. S. N. Gawade, AGP for the Appellants.

Mr. S. P. Thorat for the Respondent.

CORAM : D. G. DESHPANDE,J.

DATE : 24TH MARCH, 2005

ORAL ORDER :

1. Heard learned AGP for the State and learned counsel for the respondent.

2. This Appeal is filed by the State challenging the compensation awarded by the IInd Addl. District Judge, Raigad, Alibag dated 10.4.1991. Compensation was awarded at the rate of Rs.10/- per sq. meter. The land acquired is from Village Owe. In earlier judgments delivered by me, on the basis of the Judgment of Division Bench (A.P. Shah and J.A. Patil, JJ.) delivered on 16th March, 2000 in group of Appeals i.e. First Appeal No. 875 of 1985 and 30 other First Appeals with 4 Cross

Objections, the compensation was fixed on the basis of the criteria, viz. the distance of the acquired land from Bombay Pune National Highway. This compensation awarded at Rs.10/- is therefore proper. In view of the above, no interference is called for. Appeal is dismissed. No order as to costs.

24.03.2005 (D.G. DESHPANDE, J.)